

AALL LISP PUBLIC LIBRARIES TOOLKIT FOR SOUTH DAKOTA

By Leslie Greenwood, Ramsey County Law Library (St. Paul, MN)

1. State Constitution

The South Dakota constitution is located in Volume 1 of the official version published by West.

It is also online at: <http://legis.sd.gov/Statutes/Constitution/>.

Note: The original South Dakota Constitution is available at the South Dakota State Archives.

<http://history.sd.gov/archives/>

2. State Legislative Code

The official South Dakota Codified Laws Annotated are certified by the South Dakota Code Commission. Print volumes are published by Thomson West Group and supplemented each year with cumulative annual pocket parts. The cumulative annual pocket parts are current through the laws passed in the most recent legislative session. (The print volumes themselves are replaced on an irregular schedule.)

The print Volume 1 also contains historical documents including the "Magna Charta," the Declaration of Independence, the Articles of Confederation, and the Constitution of the United States. State historical documents include the Constitution of South Dakota, Indian treaties, "The Organic Law" (territorial government established in 1861), and The Enabling Act of 1889, which divided North and South Dakota, and allowed North Dakota, South Dakota, Montana, and Washington to be admitted as states together.

Current statutes are online at http://legis.sd.gov/Statutes/Codified_Laws/. An archive of earlier versions dating back to 1997 is also online at

http://legis.sd.gov/Legislative_Session/Past_Sessions/Default.aspx?Session=2015

For additional information, consult the Legislative Research Council (LRC) guide "How to Compile Legislative History Using the Legislative Research Council Web Site" at

<http://legis.sd.gov/contact/leghist.aspx>

3. State Session Laws:

The South Dakota Legislative Research Council (LRC) arranges for the publication of the Session Laws.

(Sarah, do you know about the publication of these?)

They are also available online at http://legis.sd.gov/statutes/Session_Laws/menu.aspx?Session=2011. Session Laws are searchable at this link back to 1997.

4. State Legislative Bills

Bills for the current legislative session can be searched at <http://legis.sd.gov/>.

5. Administrative Rules

The South Dakota Administrative Rules are published by the South Dakota Legislative Research Council, as governed by SDCL § 1-26A-1. They are available online at <http://legis.sd.gov/Rules/default.aspx>.

Rules in print can also be ordered by contacting the Legislative Research Council:

Legislative Research Council
Capitol Building, 3rd Floor - 500 East Capitol Avenue
Pierre, SD 57501-5070
(605) 773-3251
(605) 773-4576
<http://legis.sd.gov/contact/>

6. Court Rules

The South Dakota Court Rules of Civil Procedure are encompassed in the Codified Laws under Title 15. See <http://legis.sd.gov/Statutes/DisplayStatute.aspx?Type=Statute&Statute=15>

The Court Rules of Criminal Procedure are encompassed in the Codified Laws under Chapter 23A. See <http://legis.sd.gov/Statutes/DisplayStatute.aspx?Type=Statute&Statute=23A>
The South Dakota Court Rules are published by West. (*Are these reprinted annually?*)

7. Municipal ordinances

Municipal codes are available through the Municode Library (<https://www.municode.com/library/sd>), and through Justia (<http://law.justia.com/south-dakota/cities>).

Sioux Falls ordinances are available online at https://www.minehahacounty.org/information/county_ordinances/county_ordinances.aspx.

Pennington County (Rapid City) ordinances are available online at <http://www.pennco.org/Ordinances>

Minnehaha County (Sioux Falls) ordinances are available online at https://www.minnehahacounty.org/information/county_ordinances/county_ordinances.aspx.

8. Forms books

Numerous legal forms are available on the South Dakota Unified Judicial System website: <http://www.ujis.sd.gov/Forms/>

South Dakota legal form assistance is available at: <http://www.ujis.sd.gov/Forms/helpline.aspx>

Suggested forms can be found within the South Dakota Codified Laws, following the Rules of Procedure in Title 15.

The South Dakota State Bar Association publishes the “Dakota Disc,” a CD-ROM of primary law, as well as forms for probate and guardianship. A Dakota Disc can be purchased by contacting the State Bar Association at (605) 224-7554. (*Check if these are available for purchase by nonmembers.*)

9. Legal encyclopedia

(Is there one of these?)

10. Cases

Cases of the South Dakota Supreme Court can be found in print as follows:

- South Dakota Reports covered decisions of the South Dakota Supreme Court from 1889 to 1976.
- North Western Reporter (N.W.) and North Western Reporter, second series (N.W.2d) covers cases of the South Dakota Supreme Court from 1889 to the present
- Online cases (1950 to date) are available at <http://law.justia.com/cases/south-dakota/supreme-court/> .

State Court Civil judgments may be searched at: <https://ujisjudgmentquery.sd.gov/login.aspx>
(Note: This is a pay-as-you-go system that requires registration.)

Cases of **tribal courts** can be found as follows:

- Print cases available in *West's American Tribal Law Reporter* and *Indian Law Reporter* (ILR)
- The **National Indian Law Library (NILL)** maintains a subject area database of tribal court opinions.

National Indian Law Library
1522 Broadway
Boulder, CO 80302
(303) 447-8760
<http://www.narf.org/nil/>

- Contacting the court administrator. A web directory of tribal courts is available at: <http://helpsouthdakota.com/tribal-courts>

11. Case Law Digest

West's Dakota Digest 2d (West Group).

12. Local AALL (American Association of Law Libraries) chapter

Mid America Association of Law Libraries. See web page for current contact information: <http://www.aallnet.org/chapter/maall/index.shtml#>

13. Bar association

South Dakota State Bar Association. Web page: <http://www.mnbar.org/>

14. Inmate Library Services

The **McKusick Law Library** at the University of the South Dakota School of Law accepts inquiries from jail inmates via letter or phone:

McKusick Law Library
University of South Dakota School of Law
414 E. Clark Street
Vermillion, SD 57069
(605) 677-3930

15. Repository Libraries in South Dakota

The **South Dakota State Archives** in Pierre, SD is the official Repository for State, County and Town, Government records. See

State Archives
900 Governors Dr.
Pierre, SD 57501
(605) 773-3804
archref@state.sd.us

16. Other useful websites for legal information and self-help:

- The **South Dakota Judicial Branch's** website can be found at: <http://www.ujs.sd.gov/>

The South Dakota Judicial Branch's Self Help Center can be found here:

http://www.ujs.sd.gov/Self_Help_Center/

A list of suggested referrals for legal information and assistance from the South Dakota Judicial website is available here:

http://www.ujs.sd.gov/Self_Help_Center/links.aspx

- The website for the **United States District Court, District of South Dakota** is: <http://www.sdd.uscourts.gov/>
- The website for the **United States Court of Appeals** for the **Eight Circuit** is available at: <http://www.ca8.uscourts.gov/>
- Other helpful legal information is available through the **South Dakota Bar Association**: <http://www.sdbar.org/new/public/pubs.html>